

Attorney Docket No. 361-1-513

113

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MP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wagle, et al. :
Serial No.: 10/038,117 : Group Art Unit No.: 1619
Filed: December 31, 2001 : Examiner: Unknown
For: Method for Treating Fibrotic Diseases :
Or Other Indications IV C :

Box Missing Parts

Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on April 1, 2002.

By: Peggy Ferello
Peggy Ferello

**TRANSMITTAL LETTER
&
SMALL ENTITY STATEMENT**

Transmitted herewith are the following documents in the above-identified application:

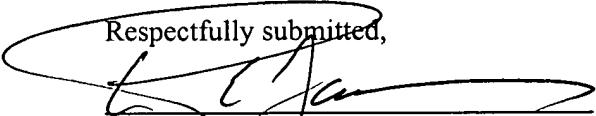
- Response to Notice of Missing Parts of Non-provisional Application;
- Declaration and Power of Attorney;
- Fee Transmittal Form;
- Check No. 1005091 in the amount of \$435.00;
- Copy of Notice To File Missing Parts of Non-provisional Application; and
- Acknowledgment postcard.

Applicants request that any additional fees required by these papers be charged, or any overpayment be credited, to Deposit Account No. 04-0480.

Small Entity Statement

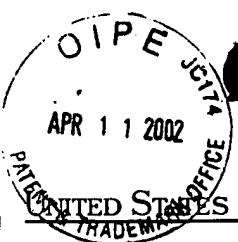
I hereby declare that the Assignee, Alteon, Inc., qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent Office under 37 CFR 1.27(c).

Respectfully submitted,


Arthur E. Jackson
Registration No. 34,354
Attorney for Applicant

DECHERT
P. O. Box 5218
Princeton, NJ 08543
Attn: Arthur E. Jackson, Esq.
(609) 620-3254
Fax: (609) 620-3259

130646.1.07



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,117	12/31/2001	Dilip Wagle	361331-513

CONFIRMATION NO. 5389

25561
 ALLEN BLOOM
 C/O DECHERT
 PRINCETON PIKE CORPORATION CENTER
 P.O. BOX 5218
 PRINCETON, NJ 08543-5218

FORMALITIES LETTER



OC00000007402510

Date Mailed: 01/31/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

 00000064 10038117
 370.00 00
 65.00

 04/12/2002 HNDR1
 01 FC:201
 02 FC:205

Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.
361331-513

In Re Application Of: Wagle, et al

APR 11 2002

Serial No.
10/038,117

Filing Date
December 31, 2001

Examiner
Unknown

Group Art Unit
1619

Invention:

METHOD FOR TREATING FIBROTIC DISEASES OR OTHER INDICATIONS IV C

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

January 31, 2002

Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- _____ verified small entity declaration(s)
- is/are attached.
- was/were filed on _____
- A separate request for refund.
- Other (list):

Fee Transmittal Form

Check No. 1005091 in the amount of \$435.00

Acknowledgement Postcard

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
361331-513

In Re Application Of: Wagle, et al.

Serial No.	Filing Date	Examiner	Group Art Unit
10/038,117	December 31, 2001	Unknown	1619

Invention:

METHOD FOR TREATING FIBROTIC DISEASES OR OTHER INDICATIONS IV C

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

Completion of application fees as calculated below:

Utility application filing fee \$370.00

Design application filing fee

Total number of independent claims =

Total number of claims =

Multiple dependent claims

Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

Petition and fee for filing by other than all the inventors or a person not the inventor

Fee for processing an application filed with a non-English language specification

Fee for processing and retention of application

Total completion of application fees \$435.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months Five months

from: _____
Date

until: _____

Total time extension fees

Total fees due \$435.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
361331-513

In Re Application Of: **Wagle, et al.**

Serial No.
10/038,117

Filing Date
December 31, 2001

Examiner
Unknown

Group Art Unit
1619

Invention:

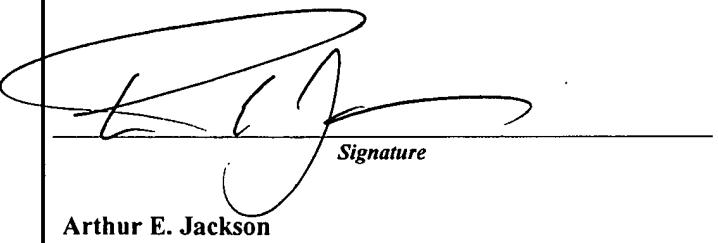
METHOD FOR TREATING FIBROTIC DISEASES OR OTHER INDICATIONS IV C

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of **\$435.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 04-0480
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 04-0480
A duplicate copy of this sheet is enclosed.


Signature

Arthur E. Jackson
Reg. No. 34,354
DECHERT
P. O. Box 5218
Princeton, NJ 08543
Tele: (609) 620-3254
Fax: (609) 620-3259

Dated: *April 1, 2002*

I certify that this document and fee is being deposited on **April 1, 2002** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Peggy Ferello

Signature of Person Mailing Correspondence

Peggy Ferello

Typed or Printed Name of Person Mailing Correspondence

CC:



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 435.00)

Complete if Known

Application Number	10/038,117
Filing Date	December 31, 2001
First Named Inventor	Wagle
Examiner Name	Unknown
Group Art Unit	1619
Attorney Docket No.	361331-513

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **04-0480**
Deposit Account Name

Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.
See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	370.00
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	
SUBTOTAL (1)			(\$ 370.00)

2. EXTRA CLAIM FEES

Extra Claims	Fee from below	Fee Paid
Total Claims <input type="text"/>	-20** = <input type="text"/>	<input type="text"/>
Independent Claims <input type="text"/>	-3** = <input type="text"/>	<input type="text"/>
Multiple Dependent <input type="text"/>		<input type="text"/>

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 0.00)

*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 130	123 130	Petitions related to provisional applications	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify) _____			
*Reduced by Basic Filing Fee Paid			(\$ 65.00)

SUBTOTAL (3) **(\$ 65.00)**

SUBMITTED BY		Complete if applicable		
Name (Print/Type)	Signature	Registration No. (Attorney/Agent)	Telephone	Date
Arthur E. Jackson		34,354	609-620-3254	April 1, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.